

STATE OF NEW YORK

1890

2023-2024 Regular Sessions

IN SENATE

January 17, 2023

Introduced by Sens. SANDERS, COMRIE, GIANARIS, JACKSON, KENNEDY, KRUEGER, MAYER, MYRIE, PARKER, RAMOS, SEPULVEDA, SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to establishing the "Sickle Cell Treatment Act"; and making an appropriation therefor

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. This act shall be known and may be cited as the "Sickle
2 Cell Treatment Act".

3 § 2. The public health law is amended by adding a new section 2807-aa
4 to read as follows:

5 § 2807-aa. Sickle cell centers for excellence and outpatient treatment
6 centers. 1. Centers for sickle cell care excellence. The commissioner
7 shall designate five general hospitals or hospices under article forty
8 of this chapter, upon successful application, as centers for sickle cell
9 care excellence. The designations shall be made through an application
10 designed by the department, and based on service, staffing and other
11 criteria as developed by the commissioner. The centers of excellence
12 shall provide specialized sickle cell disease care, treatment, pallia-
13 tive care, education and related services and shall conduct specialized
14 research into the care, treatment and management of sickle cell disease.
15 Designation as a center for sickle cell care excellence shall not enti-
16 tle a center to enhanced reimbursement, but may be utilized in outreach
17 and other promotional activities. Each center for sickle cell care
18 excellence shall affiliate and cooperate with major centers of higher
19 learning, including medical colleges, and life science research insti-
20 tutes in the state. The state university shall enter into appropriate
21 legal agreements to enable this cooperation. Each center for sickle cell
22 care excellence shall receive two hundred thousand dollars per year from

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 the department, from amounts appropriated for that purpose, to be used
2 on sickle cell disease research.

3 2. Outpatient treatment centers. The commissioner shall designate ten
4 hospitals, distributed based on sickle cell patient population concen-
5 trations, as sickle cell outpatient treatment centers which shall
6 provide patients treatment for sickle cell disease as an outpatient.
7 Each sickle cell outpatient treatment center shall receive one hundred
8 thousand dollars per year from the department, from amounts appropriated
9 for that purpose, to be used to ensure the proper management and equip-
10 ping of the centers to care for sickle cell patients.

11 § 3. Subdivision 8 of section 3331 of the public health law, as added
12 by section 7-a of part D of chapter 57 of the laws of 2018, is amended
13 to read as follows:

14 8. No opioids shall be prescribed to a patient initiating or being
15 maintained on opioid treatment for pain which has lasted more than three
16 months or past the time of normal tissue healing, unless the medical
17 record contains a written treatment plan that follows generally accepted
18 national professional or governmental guidelines. The requirements of
19 this paragraph shall not apply in the case of patients who are being
20 treated for cancer or sickle cell disease that is not in remission, who
21 are in hospice or other end-of-life care, or whose pain is being treated
22 as part of palliative care practices.

23 § 4. This act shall take effect immediately.